

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

HERITAGE BUILDING GROUP, INC.,
COUNTRY GREENE ESTATES, L.P.,
CHARLES C. STURGES,
RICHARD C. SMITH,
LAWRENCE A. WARGO and
RICHARD R. CARROLL, JR.,

Plaintiffs,

v.

PLUMSTEAD TOWNSHIP, PLUMSTEAD
TOWNSHIP BOARD OF SUPERVISORS,
JAMES L. YOST, GEORGE L. CAPELL and
WILLIAM R. SCHUTT, individually and in their
respective official capacities as Members of the
Plumstead Township Board of Supervisors,

Defendants.

CIVIL ACTION

No. 95-4424

ORDER

AND NOW, this 26th day of August, 2011, upon consideration of Petitioners, Plumstead Township, Plumstead Township Board of Supervisors, James L. Yost, George L. Capell, and William R. Schutt's Petition to Enforce Stipulation of Settlement and Consent Order (Doc. No. 82) against Respondents, Heritage Building Group Inc., Country Greene Estates, L.P., Charles C. Sturges, Richard C. Smith, Lawrence A. Wargo, and Richard R. Carroll, Jr., the responses and replies thereto, and oral argument held on June 27, 2011, it is hereby **ORDERED** that the

Petition is **DENIED**.

BY THE COURT:

/s/ Robert F. Kelly
ROBERT F. KELLY
SENIOR JUDGE